

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

**LETONYA BANKS,**

**Plaintiff,**

**v.**

**Civil Action No. 3:11cv614**

**FRIEDMAN & MACFADYEN, P.A., et al.,**

**Defendants.**

**ALLEN CHATTER,**

**Plaintiff,**

**v.**

**Civil Action No. 3:11cv613**

**FRIEDMAN & MACFADYEN, P.A., et al.,**

**Defendants.**

**DEFENDANTS' MOTION TO DISMISS THE AMENDED COMPLAINTS**

Defendant law firm Friedman & MacFadyen, P.A., defendant trustee F&M Services, L.C., and defendant Johnie R. Muncy (collectively, "**Defendants**"), by counsel, move the court, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, for an order dismissing the Amended Complaints (Docket Nos. 56 (*Banks*) and 65 (*Chatter*)) in these cases.

**Dated: October 12, 2012**

**Respectfully submitted,**

**FRIEDMAN & MACFADYEN, P.A.,  
F&M SERVICES, L.C., and  
JOHNIE R. MUNCY,**

**By Counsel**

/s/ Andrew Biondi

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CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of October, 2012, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of electronic filing (NEF) to the following:

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